

# OFFICE OF THE ATTORNEY GENERAL

84-00412



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AUG 15 1984

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64 NORTH UNION STREET  
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Mr. David H. Williams  
Executive Director  
Alabama Pardons & Paroles Board  
750 Washington Avenue  
Montgomery, AL 36130

Board of Pardons & Paroles -  
Issuance of Pardon with Restora-  
tion of Civil and Political  
rights.

A full Pardon can be issued  
based on a previously issued  
Restoration of Rights if inves-  
tigation process is the same.

Dear Mr. Williams:

The Attorney General is in receipt of your request for  
an opinion wherein you pose the following question:

Can the Alabama Board of Pardons and Paroles issue  
an updated certificate of Pardon with Restoration of  
Civil and Political Rights based entirely on a  
previously valid grant of Restoration of Civil and  
Political Rights?

It is the opinion of the Attorney General that a Pardon  
with Restoration of Civil and Political Rights may be issued  
based on a previously granted Restoration of Rights, as long  
as the investigation process for both certificates is the  
same. However, the investigation report should be updated  
from the date that the original certificate was granted  
before the Pardon can be issued.

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If the investigation process for the two certificates is different, then the original Restoration of Civil and Political Rights cannot act as basis for the issuance of a Pardon. In this case, the process for granting a Pardon must be done as if no previous action had been taken.

We hope this sufficiently answers your question. If we may be of further assistance, please do not hesitate to contact us.

Sincerely,

CHARLES A. GRADDICK  
Attorney General

By:

A handwritten signature in cursive script, reading "Douglas L. Anderson".

DOUGLAS L. ANDERSON  
Assistant Attorney General

CAG/da/s